

IN THE UNITED STATES DISTRICT COURT
FOR THE EASTERN DISTRICT OF TEXAS
BEAUMONT DIVISION

ADAMS BAYOU MARINE
MANAGEMENT COMPANY, LLC,
Plaintiff,

VS.

DOUBLE CHINE, LLC,
Defendant/Third-Party Plaintiff,

VS.

MARY E. SNEED FAMILY TRUST;
WAYNE PEVETO, INDIVIDUALLY AND
AS TRUSTEE OF THE MARY E. SNEED
FAMILY TRUST; THE ESTATE OF
MARY E. SNEED, DECEASED;
MARTIN M. SNEED FAMILY TRUST;
NON-EXEMPT DESCENDANTS TRUST;
EXEMPT DESCENDANTS TRUST; AND
CLYDE SNEED, INDIVIDUALLY AND AS
INDEPENDENT ADMINISTRATOR OF
THE ESTATE OF MARY E. SNEED,
DECEASED, AS TRUSTEE OF THE
MARTIN M. SNEED FAMILY TRUST;
THE NON-EXEMPT DESCENDANTS; AND
EXEMPT DESCENDANTS TRUST,
Third-Party Defendants.

CIVIL ACTION NO. 1:23-CV-00084
JUDGE MICHAEL J. TRUNCALE

**ORDER DENYING AS MOOT DEFENDANT DOUBLE CHINE, LLC'S
MOTION FOR PARTIAL SUMMARY JUDGMENT**

Before the Court is Defendant Double Chine, LLC (“Double Chine”)’s Motion for Partial Summary Judgment. [Dkt. 74]. Double Chine filed its motion in this Court on March 24, 2025. *Id.* After the Court granted its motion for leave to file a late Response [Dkts. 81, 86], Plaintiff Adams Bayou Marine Management Company, LLC (“Adams Bayou”)’s Response became a part of the record on April 20, 2025. [Dkt. 83]. Double Chine did not file a Reply.

On June 25, 2025, the Court granted Adams Bayou’s Motion for Leave to File Plaintiff’s Second Amended Complaint. [Dkts. 92, 94]. The motion was unopposed. *See* [Dkt. 92]. As such, Adams Bayou’s Second Amended Complaint [Dkt. 91] became a part of the record on June 25, 2025.

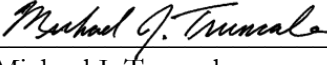
The Second Amended Complaint introduces fresh allegations and attachments that were not addressed in Double Chine's motion for summary judgment. *See generally* [Dkts. 74, 91]. Given these circumstances, and the ever-present interest of judicial efficiency,¹ the Court will deny Double Chine's motion:

As for Defendant's Motion for Summary Judgment, "an amended complaint ordinarily supersedes the original and renders it of no legal effect." *Boelens v. Redman Homes, Inc.*, 759 F.2d 504, 508 (5th Cir. 1985) (citation omitted). In its Motion for Summary Judgment, Defendant did not address issues pleaded for the first time in Plaintiff's Amended Complaint. (*See* Doc. 25). Accordingly, the Court will not attempt to determine which of Defendant's arguments remain viable in light of the Amended Complaint. Instead, the Court deniess [sic] as moot Defendant's Motion for Summary Judgment and will allow Defendant to file an Amended Motion for Summary Judgment based on the Amended Complaint.

Payne v. Wal-Mart Stores Texas, LLC, No. MO:18-CV-00224-DC, 2019 WL 9197604, at *4 (W.D. Tex. Oct. 25, 2019).

For the reasons stated above, it is **ORDERED** that Defendant Double Chine, LLC's Motion for Partial Summary Judgment [Dkt. 74] is hereby **DENIED AS MOOT**. This denial is **WITHOUT PREJUDICE** to the filing of an amended motion.²

SIGNED this 26th day of June, 2025.



Michael J. Truncale
United States District Judge

¹ *See* FED. R. CIV. P. 1 (emphasis added) (providing that the Rules "should be construed, administered, and employed by the court . . . to secure the just, *speedy*, and inexpensive determination of every action and proceeding").

² Although the dispositive motions deadline has expired under the operative Scheduling Order [Dkt. 89 at 2], the Court anticipates a request for a continuance in light of the Second Amended Complaint.